

HCS HB 811 -- INCOME TAX REFUNDS (Richardson)

COMMITTEE OF ORIGIN: Standing Committee on Ways and Means

This bill requires interest to be paid at the current annual interest rate determined under Section 32.068, RSMo, on any individual or corporation income tax refund or overpayment if it is not refunded within 45 days of the date the return or claim was filed. Currently, interest is not allowed on the refunds and overpayments refunded within 90 days after the last date to file plus extensions, if permitted.

The bill requires the Director of the Department of Revenue to record and deposit all sums of money collected or received from the collection of state taxes within two business days.

The bill allows a taxpayer to claim a credit or refund of an income tax overpayment when the Director of the Department of Revenue examines the taxpayer's return after the period of limitations expires and the examination reveals that the taxpayer would have been eligible for a credit or refund if the examination had been timely. The director must notify the taxpayer of any overpayment discovered, and the taxpayer must file a claim for the credit or refund within one year of the director's notice.